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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

The United States and defendant Fu-Tain Lu, through their respective counsel, hereby agree and stipulate as follows:

**WHEREAS,**

23 The parties would like additional time to prepare their sentencing memoranda for the Court,  
24 and have confirmed that the proposed sentencing date is actually preferable for the assigned United  
25 States Probation Officer than the date currently scheduled;

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## STIPULATION AND ORDER

1           **IT IS THEREFORE STIPULATED AS FOLLOWS:**

2           Sentencing in this matter should be continued from February 21, 2012, to **Monday, March**  
3           **12, 2012**, at 9:00 a.m., before The Honorable Ronald M. Whyte.

4           /s/

5           FRANK R. UBHAUS, ESQ.  
6           Counsel for Defendant Fu-Tain LU  
7           and Fushine Technology, Inc.  
8           DATE: February 13, 2012

9           MELINDA HAAG  
10          United States Attorney

11          /s/

12          DAVID R. CALLAWAY  
13          Counsel for Plaintiff  
14          DATE: February 13, 2012

15           **ORDER**

16           Based upon the foregoing Stipulation and good cause appearing therefor,

17           IT IS HEREBY ORDERED that the date for sentencing for the above-named defendant s  
18          is continued to **Monday, March 12, 2012**, at 9:00 a.m., before The Honorable Ronald M.  
19          Whyte, United States District Judge.

20          DATED:"43834



21           THE HON. RONALD M. WHYTE  
22          Senior United States District Judge